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 11 UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

12 BAO CHRIS TU LUU, aka)
 13 BAO TU LUU, aka CHRIS LUU,) No. C 07-4493 RMW
 Plaintiff,)
 v.)
 14) PARTIES' JOINT REQUEST TO BE
 15 MICHAEL MUKASEY, Attorney General) EXEMPT FROM FORMAL ADR
 of the United States;) PROCESS
 16 MICHAEL CHERTOFF, Secretary,)
 17 Department of Homeland Security;)
 18 DAVID N. STILL, District Director,)
 San Francisco, U.S. Citizenship and Immigration)
 Services;)
 19 EMILIO GONZALEZ, Director, U.S.)
 Citizenship and Immigration Services;)
 20 ROBERT S. MUELLER, III, Director,)
 Federal Bureau of Investigation,)
 Defendants.)
 22 _____)

23 Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute
 24 Resolution Procedures in the Northern District of California," or the specified portions of the ADR
 25 Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution
 26 options provided by the court and private entities, and considered whether this case might benefit
 27 from any of them.

28 Here, the parties agree that referral to a formal ADR process will not be beneficial because this

1 action is limited to Plaintiff's request that this Court compel defendants to adjudicate the
2 application for naturalization. Defendants have already requested the FBI expedite the name check
3 so that the application may be processed as soon as possible. Given the substance of the action
4 and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and
5 unnecessarily tax court resources.

6 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the
7 ADR Multi-Option Program and that they be excused from participating in the ADR phone
8 conference and any further formal ADR process.

9 Dated: November 26, 2007

Respectfully submitted,

10 SCOTT N. SCHOOLS
United States Attorney

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13 /s/
14 ILA C. DEISS
15 Assistant United States Attorney
16 Attorney for Defendants

17 Dated: November 26, 2007

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19 /s/
20 GABRIEL D. JACK
21 Attorney for Plaintiff

22 ORDER

23 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the
24 ADR Multi-Option Program and are excused from participating in the ADR phone conference and
25 any further formal ADR process.

26 SO ORDERED.

27 Dated:

28

29 RONALD M. WHYTE
30 United States District Judge